

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 12th DAY OF JULY, 2010 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:

James D. Politis	-Vice Chair
Mary W. Biggs	-Supervisors
William H. Brown	
Gary D. Creed	
Doug Marrs	
F. Craig Meadows	-County Administrator
L. Carol Edmonds	-Assistant County Administrator
Martin M. McMahon	-County Attorney
Steve Sandy	-Planning Director
Ruth L. Richey	-Public Information Officer
Vickie L. Swinney	-Secretary, Board of Supervisors

ABSENT:	Annette S. Perkins	-Chair
	John A. Muffo	-Supervisor

CALL TO ORDER

The Vice-Chair called the meeting to order.

INVOCATION

A moment of silence was lead by the Vice-Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

INTRODUCTION

Vice – Chair Polities introduced Katelyn Polantz with the Roanoke Times and David Bisset with the News Messenger, who will be covering local county government.

DELEGATION

Virginia Department of Transportation

David Clarke, VDOT Residency Administrator, could not attend the meeting due to a scheduling conflict. He will be able to attend the August 9, 2010 meeting as scheduled.

Board members requested the following concerns be forwarded to VDOT:

1. Willis Hollow Road (SR 609): Supervisor Creed expressed concern that this project has been repeatedly delayed, waiting for the engineering work to be completed. He does not understand why this project has been put on hold for two years and why it is going to be delayed for another 1-2 years. Supervisor Creed asked for a project breakdown on the cost of the project, how much money is allocated for engineering work and how much is allocated for paving. He believes the engineering work can be outsourced to help speed this project up.
2. Revenue Sharing Projects: Supervisor Marrs is concerned that funding has been allocated to revenue sharing projects and it takes years for these projects to begin. He questions why VDOT takes so long to start a project and why there is such a backlog of projects. Supervisor Marrs believes more road projects could be funded if VDOT could do the work in a timely manner.

PUBLIC ADDRESS

There being no speakers, the public address session was closed.

CONSENT AGENDA

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously, the Consent Agenda dated July 12, 2010 was approved with a correction to the School Capital Projects Fund Re-appropriation Resolution of prior year balances as follows:

The Blacksburg High School (BHS) advance of \$500,000 was inadvertently excluded from the re-appropriation resolution. The revised resolution replaces the resolution in the Consent Agenda to include this amount. The total amount of School CIP projects to be carried over changes from \$28,580,236 to \$28,880,236.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
William H. Brown		Annette S. Perkins
Mary W. Biggs		
Doug Marrs		
James D. Politis		

Approval of Minutes

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously, the minutes dated April 12, April 19 and April 20, 2010 were approved.

Appropriations and Transfers

A-FY-11-02 COUNTY ENCUMBRANCES RE-APPROPRIATION OF PRIOR YEAR BALANCES

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

100	Board of Supervisors	\$110,868
110	County Administration	\$26,881
111	EMS Grants	\$6,986
130	Financial and Management Services	\$10,748
140	Information Management Services	\$145,502
152	Assessment	\$1,030
153	Reassessment	\$165,138
180	Internal Services	\$39,470
220	General District Court	\$1,503
230	J & D Relations Court	\$1,224
250	Circuit Court Clerk	\$1,800
320	Sheriff – County	\$50,684
400	General Services	\$200,995
700	Parks and Recreation	\$5,378
710	Library	\$62,480
720	Floyd Library	\$7,373
800	Planning and GIS	\$26,766
810	Planning Grants	\$4,513
810	Economic Development	<u>\$6,152</u>
	Total	\$875,491

The source of funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated General Fund Balance \$875,491

Said resolution reappropriates monies supporting the balances of outstanding purchase orders remaining at the end of June 30, 2010.

A-FY-11-03
COUNTY CAPITAL PROJECTS ENCUMBRANCES
RE-APPROPRIATION OF PRIOR YEAR BALANCES

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

110	New Government Center/Building C	\$	15,598
	Courthouse Renovation		\$16,765,372
140	Integrated Management Information System	\$	9,325
320	Jail Renovation/Public Safety Building	\$	670
330	Fire and Rescue	\$	207,564
800	Planning and GIS	\$	300
	Total		\$16,998,829

The source of funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated County Capital Projects Fund Balance \$16,998,829

Said resolution reappropriates monies supporting the balances of outstanding purchase orders remaining at the end of June 30, 2010 for County CIP projects.

A-FY-11-04
RE-APPROPRIATION OF
COUNTY CIP PROJECTS

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the County Capital Projects Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

110	New Government Center	\$	392,248
	Building C Renovation		532,970
	Courthouse Renovation		7,533,832
320	Jail Renovation		2,453,000
	Public Safety Building		5,200,000
330	Christiansburg Fire Department		7,918
	Elliston Fire Department		20,800
	Longshop McCoy Rescue		3,955
	Shawsville Rescue Squad		8,808
400	Animal Control		7,187
	CJ&S Property Improvements		11,569
	Elliston Bridge		22,036
	Consolidated Sites		32,689
700	Park Revitalization		68,262
	Frog Pond		9,728
710	Meadowbrook Library		12,590
800	GIS		33,972
	Topo Maps		22,544
810	Economic Development Projects		340,794
	Total		<u>\$16,714,902</u>

The source of funds for the foregoing appropriation is as follows:

<u>Revenue Accounts:</u>		
451205	Designated Fund Balance	\$16,714,902

Said resolution appropriates the available account balances for CIP projects remaining at the end of June 30, 2010. These balances exclude encumbrances which will be reappropriated through a second resolution.

A-FY-11-05
SCHOOL CAPITAL PROJECTS FUND
RE-APPROPRIATION OF PRIOR YEAR BALANCES

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the School Capital Projects Fund was granted an appropriation in addition to the annual appropriation for fiscal year ending June 30, 2011 for the function and in the amount as follow:

600	Capital Projects Fund - Schools	\$28,880,236
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The source of funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
51204	Capital Projects Fund Balance	\$28,880,236

Said resolution appropriates the available account balances for School CIP projects.

A-FY-11-06
RE-APPROPRIATION OF GRANT BALANCES

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

111	EMS Grants	\$ 1,020
201	Commonwealth Attorney	
	Domestic Violence	\$ 34,140
	Violence Against Women	\$ 38,973
251	Clerk of Circuit Court	
	Record Preservation	\$ 36,495
	Technology Trust Fund	\$ 4,637
320	Petty Cash Confidential	\$ 5,497
321	DARE Program	\$ 1,474
	Project Lifesaver	\$ 8,086
	Community Policing	\$ 12,401
	Byrne Justice Assistance	\$ 127
	COPS	\$ 1,786
710	Library Gates Grant	\$ 19,867
720	Floyd Library Gates Grant	\$ 15,731
911	Emergency Communications Grants	
	08 IEC	\$ 12,569

	09 IEC	\$ 51,000
	Customer Premises Equipment	\$ 337,494
911	Mental Health - NRVCS	<u>\$ 34,009</u>
	Total	\$615,306

Sources of funds for the foregoing appropriation are as follows:

Revenue:

02201-424401	Domestic Violence	\$ 34,140
22012-424401	Violence Against Women	\$ 38,973
23216-424401	Community Policing	\$ 12,401
23233 434401	Byrne Justice Assistance	\$ 127
23236-434401	COPS MDT	\$ 1,786
02911-434401	IEC Grants	\$ 63,569
02911-424401	VITA	\$ 337,494
09111-434401	Mental Health Grant	\$ 34,009
02-451205	Designated Fund Balance	<u>\$ 92,807</u>
	Total	\$615,306

Said resolution appropriates grants funding with remaining balances at the end of June 30, 2010.

**A-FY-11-07
GYPSY MOTH AND VDOT
REVENUE SHARING FUNDS CARRYOVER**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

930	Special Projects	\$780,739
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205	Fund Balance
	\$780,739

Said resolution appropriates monies remaining at year-end FY 2010 for the Gypsy Moth Program and VDOT revenue sharing.

A-FY-11-08
COMMONWEALTH'S ATTORNEY AND
SHERIFF'S DEPARTMENT
FORFEITED ASSET SHARING PROGRAM
CARRYOVER FY 2010 FUNDS

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

200	Commonwealth Attorney	\$ 8,137
320	Sheriff	\$52,583
321	Sheriff	<u>\$25,611</u>
	Total	\$86,331

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205	Fund Balance	\$86,331
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Said resolution appropriates the unexpended portion of Federal Asset Forfeiture funds received as part of this program in prior years for the Commonwealth's Attorney and Sheriff's offices.

A-FY-11-09
RE-APPROPRIATION OF DONATIONS,
FUNDRAISING AND SCHOLARSHIP MONIES

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

520	RSVP	\$ 5,113
700	Parks and Recreation	\$ 5,862
710	Library	\$28,772
720	Floyd Library	<u>\$28,632</u>
	Total	\$68,379

Source of funds for the foregoing appropriation is as follows:

Revenue Account:

02-451205	Designated Fund Balance	\$68,379
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Said resolution appropriates the balance of funds received as donations, fund raising, and scholarships in previous fiscal years.

**A-FY-11-10
FLOYD LIBRARY APPROPRIATION
FOR FY 11**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011 for the function and in the amount as follows:

710	Regional Library	(\$10,112)
720	Floyd Library	<u>\$196,630</u>
	Total	\$186,518

The sources of funds for the foregoing appropriation are as follows:

Revenue Account

710 416156	Floyd Contribution	(\$10,112)
720 415211	Sale of Copies	\$ 4,000
720 416156	Floyd County Reimbursement	\$137,529
720 416157	Town of Floyd Contribution	\$ 2,000
720 416151	Fines and Fees	\$ 18,500
720 424409	State Library Grant	<u>\$ 34,601</u>
	Total	\$186,518

Said resolution provides the FY11 appropriation for the operation of the Floyd Library with Floyd residents and reconciles the Regional Library's Revenue and Expense to the actual Floyd Contribution.

**A-FY-11-11
REASSESSMENT
FY10 FUNDS CARRYOVER**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

153	Reassessment	\$64,547
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451203 Undesignated Fund Balance	\$64,547

Said resolution appropriates remaining funds at the end of June 30, 2010 for the Reassessment project.

**A-FY-11-12
PLANNING AND GIS DEPARTMENT
CONSERVATION EASEMENT FUNDING
FROM ROLL BACK TAXES**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011 for the function and in the amount as follows:

800 Planning and GIS	\$128,538
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>	
451205 Designated Fund Balances	\$128,538

Said resolution appropriates monies received in prior years from roll-back taxes in excess of the fiscal year budget estimate for conservation.

**A-FY-11-13
SHERIFF
APPROPRIATION OF FUNDS
RECEIVED FOR PARTICIPATION IN THE
NEW SHOOTING RANGE**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011 for the function and in the amount as follows:

320 Sheriff County	\$41,287
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated Fund Balance

\$41,287

Said resolution appropriates funds received from other participants for the new range site on Den Hill Road.

**R-FY-11-01
APPOINTMENT
NEW RIVER COMMUNITY COLLEGE BOARD**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Sue Thacker** to the **New River Community College Board** effective July 1, 2010 and expiring June 30, 2014.

**R-FY-11-02
APPOINTMENT
MONTGOMERY-FLOYD REGIONAL LIBRARY BOARD**

On a motion by Gary D. Creed, seconded by William H. Brown and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Anne Page** to the **Montgomery-Floyd Regional Library Board** effective July 1, 2010 and expiring June 30, 2011.

Said appointment fills an unexpired term that ends on June 30, 2011,

OLD BUSINESS

**R-FY-11-03
POLICY FOR CITIZEN APPOINTMENTS
TO BOARDS/COMMISSIONS/AUTHORITIES
APPOINTED BY THE BOARD OF SUPERVISORS**

On a motion by Mary W. Biggs, seconded by Doug Marrs and carried unanimously,

WHEREAS, The Board of Supervisors wishes to consolidate previous resolutions that set out the policy for making citizen appointments to boards/commissions/authorities; and

WHEREAS, The Board of Supervisors directed staff to develop a comprehensive policy that incorporates all written and unwritten policies concerning citizen appointments to board/commissions/authorities.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the Board of Supervisors hereby adopts the following policy for citizen appointments to boards/commissions/authorities appointed by the Board of Supervisors:

APPLICATIONS AND APPOINTMENTS

1. Advertised vacancies seeking citizen appointments will be advertised with display ads in the *News Messenger* and the *Roanoke Times* and listed on the County's website.
2. Applicants are required to submit an application and/or a letter of interest along with a resume.
3. Applications or letters of interest must be postmarked no later than 4:00 p.m. on the due date. If hand delivered, application or letter of interest should be delivered to the appointment secretary and date stamped.
4. Applicants must be a registered voter in Montgomery County.
5. Applicants must be in good tax standing (no delinquent taxes).
6. All appointments and reappointments will be made subject to a background check.
7. All applications received will be provided to the Board of Supervisors to review under Closed Meeting.
8. The Board of Supervisors will determine which applicants will be offered interviews.
9. An Interview Committee will consist of the Chairman of the Board of Supervisors, the Vice Chair and/or the Board's liaison to the board/commission/authority to which the appointment will be made, and the County Administrator or their designee.

ELECTION DISTRICTS

1. Pursuant to bylaws approved by the Board of Supervisors, appointments to the Parks and Recreation Commission shall be as follows:
 - One member from each of the election districts in the County
 - Two members at-large from Montgomery County
 - An ex-officio, non-voting liaison shall be appointed from the Board of Supervisors and the Planning Commission

2. For all other boards/commissions/authorities appointed by the Board of Supervisors, membership will include representation from all election districts whenever possible.

INTERVIEWS AND BACKGROUND CHECKS

1. The Interview Committee will interview the applicants.
2. The applicant will be asked to sign a consent form authorizing the County to conduct a background check which includes:
 - √Criminal records
 - √Court records
 - √Probation and parole records
 - √Sex offender registries
 - √Government agencies
 - √Other criminal data bases
3. The Interview Committee will report back to the Board of Supervisors with a recommendation. If the Interview Committee does not recommend the applicant(s), the vacancy will be re-advertised.
4. Upon a recommendation from the Interview Committee and an acceptable background check, then the Board of Supervisors will make the appointment at its next meeting.
5. When the Board of Supervisors makes the appointment, a letter is sent to the applicant informing them of the appointment, with a copy of the appointment resolution, a copy of the FOIA (as required by §2.2-3702 of the State Code) and a copy of the Code of Ethics and Standards of Conduct for members appointed to boards/committees/commissions/authorities by the Board of Supervisors. A copy of the letter and appointment resolution is sent to the director of the organization that is connected to the board/ commission/ authority to which the applicant was appointed.

TERM LIMITS

1. Membership on the following boards/commissions/authorities appointed by the Board of Supervisors shall be limited to two (2) full consecutive terms except in instances where State Code establishes a specific term limit that applies to a particular board or commission, the term limit set by State Code shall supersede the two-term limit as set by the Board of Supervisors:
 - Adjustment and Appeals Board (Building Code)
 - Community Services Board (3 term limit – State Code)
 - Comprehensive Services Act (CPMT) Parent and Citizen Representatives
 - Economic Development Authority
 - Juvenile Detention Commission

- Library Board
 - New River Community College Board
 - Parks and Recreation Commission
 - Pepper's Ferry Regional Wastewater Treatment Authority
 - Planning Commission
 - Planning District Commission (citizen representative)
 - Social Services Board
 - Solid Waste Authority (Montgomery Regional)
 - Transportation Safety Commission (citizen representatives)
2. The term limits outlined above shall not apply to any Board of Supervisors member appointment or any person appointed as an alternate.
 3. A citizen who has served two (2) full consecutive terms on one of the boards/commissions/authorities with term limits may re-apply to the Board of Supervisors for appointment to that same board/committee/commission/authority six (6) months after his or her second full term of office expired, except in instances where State Code establishes a specific time period that applies to a particular board or commission, then the waiting period set by State Code shall supersede the six-month waiting period as set by the Board of Supervisors.
 4. In the event an appointed member does not, or is unable to complete the term for which appointed for any reason, then the Board of Supervisors shall appoint another member to fill the unexpired term. When appointed to fill an unexpired term, that person is eligible to be appointed to two (2) consecutive full terms.
 5. Members of boards/commissions/authorities whose term expires shall continue to hold office until his or her successor has been appointed.

DISCLOSURE OF REAL ESTATE HOLDINGS AND STATEMENT OF ECONOMIC INTEREST

1. Members of the following boards/committees/commissions/authorities are required to file a Disclosure of Real Estate Holdings and Statement of Economic Interest upon appointment and on or before January 15 of each year as required by §2.2-3115 of the State Code:
 - Community Policy and Management Team (CPMT) (parent and citizen representatives)
 - Economic Development Authority
 - Library Board
 - Planning Commission
 - Solid Waste Authority (Montgomery Regional)
 - Board of Zoning Appeals (BZA)

2. Those citizens appointed by the Board of Supervisors to a board/commission/authority that requires a disclosure form to be filed, the disclosure is required as a condition to assuming office. This means the appointee needs to file the disclosure form prior to assuming office and thereafter annually on or before January 15. For new appointments, that individual will be provided disclosure forms and be advised that they cannot assume office until such time that they file the required disclosure forms.
3. A reappointment is not required to re-file a disclosure upon reappointment if he or she has a disclosure on file from the past January.

REAPPOINTMENTS

1. All reappointments require a background check.
2. When an incumbent who is eligible for reappointment has an expiration coming up, the Board of Supervisors will determine if a letter should be sent inquiring of the incumbent's interest in reappointment.
3. If the Board of Supervisors determines that a letter be sent to the incumbent inquiring of their interest in reappointment, the letter shall include a request to sign a consent form authorizing the County to conduct a background check. A consent form will be sent with the letter of inquiry.
4. If an incumbent does not respond to the inquiry within a given time period, the Board of Supervisors will assume the incumbent does not desire to be considered for reappointment.
5. If the Board of Supervisors does not wish to send a letter of inquiry to the incumbent, County staff will be directed to advertise the upcoming vacancy.

FREEDOM OF INFORMATION ACT AND CODE OF ETHICS AND STANDARDS OF CONDUCT

1. Pursuant to §2.2-3702 of the Code of Virginia, as amended, any person appointed or reappointed to a board/commission/authority shall be provided a copy of the Freedom of Information Act (FOIA) by the County Administrator, or designee, within two weeks following appointment or reappointment, and become familiar with the provisions of the FOIA.
2. The County Administrator, or designee, shall provide each person appointed or reappointed to a board/commission/authority a copy of the Code of Ethics and Standards of Conduct for members appointed to boards/commissions/authorities by the Board of Supervisors.

OTHER APPOINTMENTS

1. Appointment of County Employees to Boards/Commissions/Authorities to Represent Montgomery County

Employees appointed to boards/commissions/authorities as a representative for Montgomery County, such appointment is contingent upon their continued employment with the County and any such termination or resignation from employment would also constitute a voluntary resignation from such board/commission/authority.

2. Appointment of Members of the Board of Supervisors to Boards/Commissions/Authorities to Represent Montgomery County

The expiration of a Board of Supervisors' term in office shall constitute a voluntary resignation from any board/commission/authority appointment as a representative of Montgomery County.

This policy is effective upon its adoption.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	John A. Muffo
Mary W. Biggs		Annette S. Perkins
Doug Marrs		
Gary D. Creed		
James D. Politis		

NEW BUSINESS

R-FY-11-04 COUNTY-WIDE BAN ON OPEN FIRES

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, On July 5, 2010 The Montgomery County Emergency Services Coordinator consulted with the Virginia Department of Forestry on the need for a county-wide ban on open air burning; and

WHEREAS, Due to the condition of the forest floor caused by lack of rain the Virginia Department of Forestry felt the danger of uncontrolled wild fire was extremely high; and

WHEREAS, The Emergency Services Coordinator, in consultation with the County Administrator and with the Fire Chiefs of Christiansburg, Blacksburg, Riner, Elliston and Long Shop/McCoy Fire Departments, instituted a ban on open air burning on July 5, 2010; and

WHEREAS, All citizens were given notice of the ban through numerous media resources such as radio, television, newspaper, and through two-way radio frequencies to all fire and rescue personnel.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia approves a county-wide ban on open air burning effective July 5, 2010 and supports continuation of the ban until lifted by the Emergency Services Coordinator.

BE IT FURTHER RESOLVED, The County Administrator is authorized to enact future bans as needed or requested by the Virginia Department of Forestry.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Doug Marrs		Annette S. Perkins
Gary D. Creed		
William H. Brown		
James D. Politis		

**A-FY-11-14
FACILITIES AND MAINTENANCE RESERVE
APPROPRIATION**

On a motion by Doug Marrs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2011, for the function and in the amount as follows:

400	General Services	\$276,011
700	Parks and Recreation	<u>\$ 79,000</u>
	Total	\$355,011

The source of funds for the foregoing appropriation is as follows:

451205	Designated Fund Balance	
	Facilities & Main. Reserve	\$355,011

Said resolution appropriates funds from the Facilities and Maintenance Reserve for the one-time costs of capital maintenance of existing County facilities.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Gary D. Creed		Annette S. Perkins
William H. Brown		
Mary W. Biggs		
James D. Politis		

R-FY-11-05
RESOLUTION OF APPRECIATION
NEW RIVER COMMUNITY COLLEGE
LARRY J. LINKOUS

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

WHEREAS, *Larry J. Linkous* represented Montgomery County on the New River Community College Board from September 25, 2001 to June 30, 2010; and

WHEREAS, *Larry J. Linkous* served as Chairman of the New River Community College Board from 2005-2010; and

WHEREAS, The County recognizes the dedicated and distinguished service that ***Larry J. Linkous*** has rendered the citizens of Montgomery County while serving on the New River Community College Board.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation to ***Larry J. Linkous*** for more than eight years of outstanding service to the citizens of Montgomery County.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Larry J. Linkous*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
William H. Brown		Annette S. Perkins
Mary W. Biggs		
Doug Marrs		
James D. Politis		

R-FY-11-06
RESOLUTION OF APPRECIATION
SOCIAL SERVICES BOARD
JOHN W. RYAN

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, John W. Ryan served as a member of the Social Services Board from July 1, 2002 to June 30, 2010; and

WHEREAS, The County recognizes the dedicated and distinguished service that **John W. Ryan** has rendered the citizens of Montgomery County while serving on the Social Services Board.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **John W. Ryan**.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to **John W. Ryan** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
William H. Brown	None	John A. Muffo
Mary W. Biggs		Annette S. Perkins
Doug Marrs		
Gary D. Creed		
James D. Politis		

R-FY-11-07
RESOLUTION OF APPRECIATION
PLANNING COMMISSION
DAVID MOORE

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously,

WHEREAS, David Moore served on the Montgomery County Planning Commission from June 1, 2002 to May 31, 2010; and

WHEREAS, David Moore served as Vice Chairman of the Planning Commission from January 2005 to May 2005; and

WHEREAS, David Moore served as Chairman of the Planning Commission from June 2005 to December 2006; and

WHEREAS, David Moore served as the Planning Commission liaison to the Montgomery Regional Economic Development Commission; and

WHEREAS, The County recognizes **David Moore's** dedicated service to the citizens of Montgomery County while serving as a member of the Montgomery County Planning Commission.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation to **David Moore**.

BE IT FURTHER RESOLVED, That the original of this resolution be presented to **David Moore** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Doug Marrs		Annette S. Perkins
Gary D. Creed		
William H. Brown		
James D. Politis		

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported the following:

- Montgomery County School Board sent a letter of request for the use of up to \$2,500,000 of capital projects or bond funds to be used for up-fitting the Old Christiansburg Middle School (OCMS) facility for use by the Blacksburg Middle School (BMS). The monies will come from the accumulated savings from the construction of the Eastern Montgomery Elementary School and the Prices Fork Elementary School. A resolution will be on an upcoming meeting for consideration.

Supervisor Biggs asked if the MCPS was going to have any surplus funding remaining at the end of FY 10 and will any of the remaining funds be used instead of using all capital money. The County Administrator stated according to School Administration there is a possibility of remaining school funds at the end of June 30, 2010.

- The Montgomery County School Board has requested the use of office space in Building C of the Montgomery County Government Center to provide space for school administrative offices that are being moved out of the OCMS so they can begin preparing the OCMS for use by the BMS.

- Supervisor Marrs asked if the Sheriff has been notified of this request to see if there will be any conflict with security during trials held at the Government Center. The County Administrator replied that he will notify the Sheriff.
- Collective Bargaining Public Safety – Requested Board consensus to send a letter to Senators Webb and Warner, requesting their support in opposing a bill (H.R. 4899) allowing collective bargaining for public safety employees over wages, benefits, and working conditions.

The Public Safety Employer-Employee Cooperation Act (PSEECA) passed through the House of Representatives on July 1 as part of the Supplemental Appropriations Act of 2010. This bill would require all state and local governments to enter into collective bargaining agreements with public safety employees.

By consensus the Board authorized the County Administrator to send a letter on behalf of Montgomery County requesting Senators Webb and Warner to oppose the collective bargaining mandate included in H.R. 4899.

- Town of Christiansburg Aquatic Center grand opening will be held on July 18, 2010 at 2:00 p.m.

BOARD MEMBERS' REPORT

Supervisor Biggs attended the School Board meeting which lasted until 12:00 midnight.

ADJOURNMENT

On a motion by Gary D. Creed, seconded by Mary W. Biggs and carried unanimously, the Board adjourned to Monday, July 26, 2010 at 6:00 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Doug Marrs	None	John A. Muffo
Gary D. Creed		Annette S. Perkins
William H. Brown		
Mary W. Biggs		
James D. Politis		

The meeting adjourned at 7:50 p.m.

APPROVED: _____	ATTEST: _____
Annette S. Perkins Chair, Board of Supervisors	F. Craig Meadows County Administrator